

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LEANTHONY T. WINSTON,
Plaintiff,
v.
UNITED STATES OF AMERICA,
Defendant.

1:23-cv-01166-GSA (PC)

ORDER TO SUBMIT APPLICATION
TO PROCEED IN FORMA PAUPERIS
OR PAY FILING FEE ON OR BEFORE
SEPTEMBER 15, 2023

Plaintiff is a federal prisoner proceeding *pro se* in a civil rights action pursuant to Bivens vs. Six Unknown Agents, 403 U.S. 388 (1971). Plaintiff has not paid the \$402.00 filing fee or submitted an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915.

Accordingly, IT IS HEREBY ORDERED that:

1. The Clerk's Office shall send to plaintiff the form for application to proceed *in forma pauperis*.
2. **On or before September 15, 2023**, plaintiff shall submit the attached application to proceed *in forma pauperis*, completed and signed, or in the alternative, pay the \$402.00 filing fee for this action. **Failure to comply with this order will result in dismissal of this action.**

IT IS SO ORDERED.

Dated: August 14, 2023

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE